

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**  
**NAGPUR BENCH : NAGPUR.**

**Writ Petition No.3327 of 2007**  
**[Bhartiya Sewa Acharya Edn. Soc. Vs. Union of India & another]**

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Office Notes, Office Memoranda of  
Coram, appearances, Court's orders  
or directions and Registrar's orders.

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Court's or Judge's orders

Mr. S.P. Kshirsagar, Advocate for the petitioner.  
Mr. S. Ahirkar, Advocate for Respondent No.1.  
Mr. R.S. Sundaram, Advocate for Respondent No.2.

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**CORAM : A.B.CHAUDHARI, J.**

**DATE : 17th September, 2007.**

Heard.

Admittedly, a remedy of statutory appeal before the Appellate Tribunal under Section 7 [I] of the Employees Provident Fund Act has not been availed of by the petitioner. I, therefore, do not find any reason to entertain the Writ Petition in the wake of availability of the remedy of appeal before the Appellate Tribunal which is functioning.

In view of this, the petitioner is granted liberty to file an appeal before the

Appellate Authority, and with that liberty, the present Writ Petition is disposed of.

There shall be stay of coercive recovery only for a period of fifteen days from today.

**Judge**

**|Hedau|**